

**CITY COUNCIL MEETING  
CITY OF WATERTOWN  
February 16, 2010  
7:00 P.M.**

**MAYOR JEFFREY E. GRAHAM PRESIDING**

**PRESENT:**            **COUNCIL MEMBER ROXANNE M. BURNS  
COUNCIL MEMBER TERESA R. MACALUSO  
MAYOR GRAHAM**

**ABSENT:**            **COUNCIL MEMBER JOSEPH M. BUTLER, JR.  
COUNCIL MEMBER JEFFREY M. SMITH**

**ALSO PRESENT:**   **MARY M. CORRIVEAU, CITY MANAGER  
ATTORNEY ROBERT J. SLYE**

The City Manager presented the following reports to the Council:

- 1 -     Approving Readoption of Fiscal Year 2009-2010 General Fund Budget
- 2 -     Approving Employee Assistance Program Service Agreement, Northern Employee Assistance Services
- 3 -     Approving the Site Plan for the Construction of a 3,900 sq. ft. McDonald's Restaurant Located at 1809 State Street, Parcel No. 5-16-101
- 4 -     Initiating SEQRA Review of LWRP, Associated Zoning Ordinance Revisions, and Consistency Review Law
- 5 -     Assistance to Firefighters Grant, Training Library

**COMPLETE REPORTS ON FILE IN THE OFFICE OF THE CITY CLERK**

Meeting opened with a moment of silence.

Pledge of Allegiance was given.

The reading of the minutes of the regular meeting of February 1, 2010 was dispensed with and accepted as written by motion of Council Member Burns, seconded by Council Member Macaluso and carried with all voting in favor thereof.

**C O M M U N I C A T I O N S**

From Patrick and Linda Fields, 302 Gale Street, concerning the sidewalk that was installed by the City in August 2009. A listing of their complaints relative to the condition of the finished sidewalk is attached to the letter.

**ABOVE PLACED ON FILE**

**PRIVILEGE OF THE FLOOR**

**Wayne Zimmer**, Katherine Street, addressed the chair stating that the City did a very nice putting in the sidewalks on Katherine Street. He commended Mrs. Corriveau for looking ahead

for the needs and the changes for the budget.

## **RESOLUTIONS**

### **INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS**

WHEREAS on June 1, 2009 the City Council passed a resolution adopting the Budget for Fiscal Year 2009-10, of which \$36,100,744 was appropriated for the General Fund, and

WHEREAS on February 8, 2010 the City Council was presented with an analysis of certain General Fund accounts that require modifications to include Federal and State revenues from grants not included in the Adopted FY 2009-10 General Fund Budget as well as other revenue and expenditure adjustments,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Watertown, New York that it hereby re-adopts the General Fund Budget for Fiscal Year 2009-10 in the total amount of \$ 36,378,894 and

BE IT FURTHER RESOLVED by the City Council of the City of Watertown that the following adjustments be included in the re-adopted General Fund Budget.

<u>Revenues</u>		Original Budget	Readopted Budget	Net Change
A 2665	Sale of Equipment	\$2,500	\$17,050	\$ 14,550
A 3001	State Aid	\$5,090,177	\$4,988,372	(\$101,805)
A 3589.0103	State Aid – Transportation	\$0	\$9,500	\$9,500
A 4389	Federal Aid – Public Safety	\$154,957	\$263,587	\$ 108,630
A 4589.0103	Federal Aid – Transportation	\$0	\$76,000	\$ 76,000
A 5031	Interfund Transfers	<u>\$418,750</u>	<u>\$498,033</u>	<u>\$ 79,283</u>
Sub-total		\$5,666,384	\$5,852,542	\$ 186,158
All Other Accounts		\$29,264,360	\$29,264,360	\$0

Appropriated Fund Balance		<u>\$1,165,000</u>	<u>\$1,261,992</u>	<u>\$ 96,992</u>
Total		<u>\$36,095,744</u>	<u>\$36,378,894</u>	<u>\$ 283,150</u>

<u>Expenditures</u>		Original Budget	Readopted Budget	Net Change
A1990.430	Contingency	\$377,000	\$300,250	(\$76,750)
A3410.0250	Fire Other Equipment	\$33,000	\$76,000	\$43,000
A3410.0465	Fire Misc. Equipment	\$35,600	\$89,300	\$53,700
A 5630.0250	Bus Other Equipment	\$0	\$11,500	\$11,500
A 5630.0465	Bus Miscellaneous Equipment	\$0	\$83,500	\$83,500
A 9950.0900	Transfer to Capital Fund	\$516,000	\$684,200	\$168,200
All Other Accounts		<u>\$35,134,144</u>	<u>\$35,134,144</u>	<u>\$ 0</u>
Total		<u>\$36,095,744</u>	<u>\$36,378,894</u>	<u>\$ 283,150</u>

**SECONDED BY COUNCIL MEMBER TERESA R. MACALUSO AND CARRIED WITH ALL VOTING YEA**

**INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS**

WHEREAS Employee Assistance Programs are designed to assist employees and their families with difficult economic issues such as home ownership, bankruptcy, financial difficulties, stresses at home and in the workplace, and

WHEREAS the City wishes to provide this program for its employees, which is also an effective and supportive management tool aimed at helping employees develop healthy behaviors at home and at work, and

WHEREAS the City of Watertown wishes to enter into a Service Agreement with the Northern Employee Assistance Services, 167 Polk Street, Watertown NY, for a one year term,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown hereby approves the Employee Assistance Program Service Agreement between the City of Watertown and the Northern Employee Assistance Services, a copy of which is attached and made a part of this resolution, and

BE IT FURTHER RESOLVED that the City Manager, Mary M. Corriveau, is hereby authorized and directed to execute the Agreement on behalf of the City.

**SECONDED BY COUNCIL MEMBER TERESA R. MACALUSO AND CARRIED WITH ALL VOTING YEA**

Prior to the vote on the foregoing resolution, Council Member Macaluso asked if employees also have to pay a fee for this service.

Mrs. Corriveau explained that there was no cost to the employee. Mrs. Corriveau commented that she strongly believed that this is a good management tool to have and we have had it in the past.

Council Member Burns responded that she will support the resolution at the recommendation of the City Manager. However, she does have her reservations about it and she is still not sure that she supports the concept.

**INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS**

WHEREAS Chris Boyea of Bohler Engineering LLC has made an application for Site Plan Approval on behalf of Franchise Realty Interstate Corp., for the construction of a 3,900 sq. ft. McDonald's Restaurant located at 1809 State Street, Parcel No. 5-16-101, and

WHEREAS the Jefferson County Planning Board was scheduled to review the site plan pursuant to General Municipal Law Section 239-m on January 26, 2010 but was unable to establish a quorum, and therefore, the City Council is free to make its final decision, and

WHEREAS the Planning Board of the City of Watertown reviewed the site plan at its meeting held on February 2, 2010, and recommended that the City Council of the City of Watertown approve the site plan, contingent upon the following:

1. The applicant must provide Pre & Post Drainage calculations and associated drainage area maps.

2. The applicant must provide a detail for the frost free hydrant.
  3. The applicant must replace "City of Troy" with "City of Watertown" on Sheet C-6, Service Connection Detail.
  4. The plans shall be modified to specify SDR-35 for the proposed sanitary lateral in lieu of SDR-26.
  5. The applicant must provide calculations for sanitary flows and grease trap sizing.
  6. The plans must be modified to show Inlet Protection for the catch basin adjacent to the entrance on Dundon Avenue.
  7. The proposed 6" DIP combined fire and domestic water service will have to be installed using a tapping sleeve and valve (TS&V), which should be provided and installed by the contractor, with oversight by a representative of the City Water Department. City Water Department personnel must perform the tapping of the 12" main, and the contractor will be responsible for any and all costs associated with that work. The line shall be properly disinfected and must also be done in coordination with City Water Department personnel after all of the proper permits are obtained for the work.
  8. An approved backflow device must be installed on the fire service as well as an RPZ on the 1" copper line that runs to the area of the dumpster pad.
  9. A 16" Sugar Maple located near the southeast corner of the Watertown Eye Center building shall be added to the drawings and saved and properly protected during construction.
  10. A 16" Sugar Maple located on the Watertown Eye Center property in line with the rear of the building near the fence corner shall be added to the drawings and properly protected during construction to avoid damage to both the root system and crown of the tree.
  11. Two small maturing trees shall be added along the front of the site in the 15' landscaped area that is parallel to the sidewalk.
  12. Topsoil shall be added to fill in the wheel ruts and four large maturing trees shall be added within the City right of way along Dundon Avenue.
  13. Two large maturing trees should be added along the north side of the site.
  14. The applicant must provide a detail for the dumpster fence enclosure.
  15. The applicant must provide a copy of all correspondence and submittals with NYS DOT for work in the Right-of-Way.
  16. The plans must be modified to remove/replace "City of Ogdensburg" on Sheet C-7 with "City of Watertown."
- and,

WHEREAS the applicant submitted a revised site plan to the City Engineering Department on February 9, 2010 that meets all of the conditions recommended by the Planning Board except the following:

1. The applicant must provide Pre and Post Drainage calculations and associated drainage area maps prior to the issuance of a building permit.
2. The applicant must provide calculations for sanitary flows and grease trap

- sizing prior to the issuance of a building permit.
3. The applicant must provide a copy of all correspondence and submittals with NYS DOT for work in the right-of-way.
- and,

WHEREAS the City Council has reviewed the Short Environmental Assessment Form, responding to each of the questions contained in Part 2, and has determined that the project, as submitted, is Unlisted and will not have a significant effect on the environment,

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Watertown declares that the proposed construction and site plan constitute an Unlisted Action for the purposes of SEQRA and hereby determines that the project, as proposed, will not have a significant effect on the environment, and

BE IT FURTHER RESOLVED by the City Council of the City of Watertown, that site plan approval is hereby granted to Chris Boyea of Bohler Engineering LLC for Site Plan Approval on behalf of Franchise Realty Interstate Corp., for the construction of a 3,900 sq. ft. McDonald's Restaurant located at 1809 State Street, Parcel No. 5-16-101, as shown on the revised site plan submitted to the City Engineer on February 9, 2010, contingent on the applicant meeting the three remaining conditions listed above.

**SECONDED BY COUNCIL MEMBER TERESA R. MACALUSO AND CARRIED WITH ALL VOTING YEA**

Prior to the vote on the foregoing resolution, Council Member Burns remarked that this has been a very successful business for many years and a positive for our community. She commended the O'Donnell's for their investment in the community.

**Chris Boyea,** Bohler Engineering, LLC, addressed the chair stating that they are excited to re-invest in the City.

**INTRODUCED BY COUNCIL MEMBER ROXANNE M. BURNS**

WHEREAS a Draft Local Waterfront Revitalization Program (LWRP), which contains proposed Zoning Ordinance revisions and a Consistency Review Law, has been prepared for the Black River within the City of Watertown, and

WHEREAS the environmental impact of the LWRP must be reviewed pursuant to the State Environmental Quality Review Act and the regulations promulgated pursuant thereto, and

WHEREAS the City Council has determined that the adoption of the LWRP, associated Zoning Ordinance revisions, and Consistency Review Law is a Type I action and a Full Environmental Assessment Form has been prepared, and

WHEREAS the City Council believes it is the most appropriate entity to act as lead agency for the environmental review of the LWRP,

NOW THEREFORE BE IT RESOLVED that the City Council hereby directs the City Manager to initiate a coordinated SEQRA review of the LWRP, associated Zoning Ordinance revisions, and Consistency Review Law with all other involved agencies by notifying them that the City Council wishes to act as lead agency for the review.

**SECONDED BY COUNCIL MEMBER TERESA R. MACALUSO AND CARRIED WITH ALL VOTING YEA**

Prior to the vote on the foregoing resolution, Mrs. Corriveau explained that while some of the projects have been completed, there are still more to do.

**\*\* \*\* \***

**COUNCIL DISCUSSED THE FOLLOWING TOPICS:**

**JCIDA**

Mayor Graham advised that Mrs. Corriveau has sent a letter to the JCIDA based on discussions held at the last City Council work session. The City is requesting ½ of the cost for infrastructure being put in to support the development of the hotels and restaurants being proposed for the Gaffney Street/Commerce Park area.

**Letter from Mr. & Mrs. Fields**

Mayor Graham referred to this and also to the letter from Mr. Hauk that was included in the packet. He commented that it was indicated that it was not unusual for the City to replace or repair defects that are found in the sidewalks that they put in.

Council Member Burns asked if this had been articulated to the Fields.

Mrs. Corriveau advised that Mr. Hauk did advise them in the letter dated September 24, 2009. Mayor Graham remarked that there are two issues here. One is the sidewalk problem and the other is a claim against the City for siding.

Council Member Burns asked if the Fields will be informed that the claim will go before the Board of Audit.

Mrs. Corriveau advised that while this isn't usually done when a claim is filed, the Fields will be notified that it has been.

Mayor Graham asked that Mrs. Corriveau also let them know that the sidewalk will be looked at in the spring.

### **Round Table at JCC**

Mayor Graham advised that Senator Aubertine had notified him that there will be a round table concerning jobs at JCC on Friday at 2:30 p.m.

### **Online Payments**

Council Member Burns asked for an update on this.

Mrs. Corriveau advised that if someone wants to pay water and sewer through ACH they can. ACH allows the City to go into their account and withdraw those funds. The process for credit card payments is being worked on by Mr. Mills.

### **Status of Olive Garden Restaurant**

Mayor Graham asked about this and the relationship with the town relative to the sewer issues.

Mrs. Corriveau explained that in July 2009, the City sent a letter to Ms. Wright regarding the proposed plans. The City indicated that Olive Garden would have to tie into the City sewer and to do so would require sign-off by the City. The Town was told that until this issue was adequately resolved, no sewer permit would be issued by the City. She also advised that the Town has been told on a number of occasions that until they move the sewer from Arsenal to Coffeen, no sewer permit would be issued.

### **Lettiere Tract**

Mayor Graham remarked that there is talk of some other arrangements being proposed to serve the 82 homes on this water line. He asked about the rates that are charged.

Mrs. Corriveau advised that the rate is established in the City Code. She also stated that this rate is what Lettiere is charged by the City. The amount that Mr. Lettiere charges the home owners is his business. She advised that he also has transmission system maintenance costs which he would include in the rate.

Council Member Burns remarked that she wanted to make it clear that the City has no control over what is being charged to the homeowners.

Mrs. Corriveau advised that she is meeting with Mr. Bartlett next week to discuss this issue.

### **City Budget**

Mayor Graham asked when the budget would be presented to Council.

Mrs. Corriveau responded that they are holding off until after the sales tax figures have been received. Therefore, the budget will be presented at the second meeting in April.



Mayor Graham suggested to putting a 2% amount in for raises and then adjusting it later if needed.

Mrs. Corriveau remarked that even if this was done, there would still be a contingency account as two contracts have not been settled. She remarked that her only concern about putting it in the budget and not in the contingency would be the number of changes that might have to be made instead of just one change in the contingency fund.

#### **Appraisals for City Manager and City Clerk**

Mayor Graham advised that the appraisals are due before the end of February for adoption at the first meeting in March. He stated that if they are not done, Council will adopt what is done.

#### **Council's Goals and Objects and Accomplishments**

Mrs. Corriveau advised that this are also due.

#### **ADJOURNMENT**

**AT THE CALL OF THE CHAIR MEETING WAS DULY ADJOURNED AT 7:28 P.M.  
BY MOTION OF COUNCIL MEMBER BURNS, SECONDED BY COUNCIL MEMBER  
MACALUSO AND CARRIED WITH ALL VOTING IN FAVOR THEREOF.**

**Donna M. Dutton**  
City Clerk